IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

MONDAY, THE 11TH DECEMBER 2006 / 20TH AGRAHAYANA 1928

WP(C).No. 32830 of 2006(G)

PETITIONER:

V.S.ANILKUMAR,
DIRECTOR, MURUNTHAL SCB LTD. NO. 1814,
PERINAD P.O., KOLLAM.

BY ADV. SRI.P.N.MOHANAN

RESPONDENTS:

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1. JOINT REGISTRAR OF CO-OP. SOCIETIES,
KOLLAM.

2. MURUNTHAL SCB LTD. NO. 1814,
PERINAD P.O., KOLLAM,
REP. BY ITS PRESIDENT.

3. GOVT. OF KERALA,
REP. BY SECRETARY TO GOVERNMENT,
CO-OP. DEPARTMENT, SECRETARIAT,
THIRUVANANTHAPURAM.

BY SENIOR GOVERNMENT PLEADER P.N. SANTHOSH

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.M.JAMES, J.

W.P.(C). 32830/2006

Dated this the 11th day of December, 2006

JUDGMENT

The prayer of the writ petitioner is that if the order of the disqualification of the petitioner is implemented, there will be lack of quorum to the members of the managing committee, which would enable the Registrar to pass orders taking over the administration. Therefore, it is prayed that till the appeal, that had been preferred challenging the order of disqualification of the petitioner, by the Joint Registrar, is pending before the Government, no order of supersition may be allowed to be passed.

2. When the writ petition came up for consideration, the learned Senior Government Pleader submitted that till the appeal dated 2.12.2006 preferred before the Government of Kerala is disposed of, no action will be taken against the writ petitioner to implement the disqualification order already passed. The Government

Pleader further clarified that order dated 4.12.2006 of the Joint Registrar of Kollam, was in accordance with the direction contained in W.P.(C).32064/2006 dated 4.12.2006.

3. In view of the above submissions and the undertaking of the Government Pleader that the order of disqualification passed by the Joint Registrar against the writ petitioner will not be implemented till the disposal of the appeal dated 2.12.2006, I find no further orders are necessary.

The writ petition is disposed of as above.

J.M.JAMES
JUDGE

mrcs